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7  
8 Attorneys for PLAINTIFF:  
9 KAYLA CASHMAN, BY AND THROUGH  
10 HER GUARDIAN AD LITEM BERNADETTE  
11 HILGEMAN: AND STEPHAN CASHMAN,  
12 AN INDIVIDUAL

13  
14 UNITED STATES DISTRICT COURT

15  
16 FOR THE SOUTHERN DISTRICT OF CALIFORNIA

17  
18 KAYLA CASHMAN BY AND THROUGH HER  
19 GUARDIAN AD LITEM, BERNADETTE  
20 HILGEMAN: AND STEPHAN CASHMAN, AN  
INDIVIDUAL

21 PLAINTIFF,

22 vs.

23 MIKE McDERMOTT PLUMBING., A  
24 CALIFORNIA CORPORATION; MALIBU RIVIERA  
25 II LL, A CALIFORNIA CORPORATION; AND  
26 DOES I THROUGH XX INCLUSIVE,

27 DEFENDANTS.

28  
Case Number: 08 CV 0519-BEN (POR)

DATE: August 25, 2008  
TIME: 10:30 am  
COURTROOM: 3  
JUDGE: Roger T. Benitez

Proof of Service

I, Catie Lifesty, declare:

I am a resident of the State of California and over the age of eighteen years, and not a party to the within-entitled action; my business address is 401 West "A" Street, Suite 1400, San Diego, CA, 92101. On August 11, 2008, I served the within documents.

PLAINTIFF'S OPPOSITION TO DEFENDANT'S MOTION TO DISMISS FRCP 12(b) (1) and  
(6).

1  
 2       X       By Electronic Service: I am familiar with the United States District Court,  
 3 Southern District of California's practice for collecting and processing electronic filing. Under  
 4 that practice, documents are electronically filed with the Court. The Court's CM/ECF system  
 5 will generate a Notice of Electronic filing(NEF) to the filing party, the assigned judge, and any  
 6 registered users in the case. The NEF will constitute service of the document. Registration as  
 7 a CM/EMF user constitutes consent or electronic service through the Court's transmission  
 8 facilities. Under said practice, the following CM/ECF users were served:

9  
 10 STEVEN J. COLOGNE, ESQ.  
 11 MICHAEL R. GIBSON, ESQ.  
 12 401 WEST "A" STREET, SUITE 2600  
 13 SAN DIEGO, CA 92101

14  
 15 Counsel for Defendants:

16 SAN DIEGO UNIFIED SCHOOL DISTRICT  
 17 and JAMES GOOD

18 TEL: 619.236.1551  
 19 FAX: 619.696.1410

20  
 21 I declare under penalty of perjury under the laws of the State of California that the above  
 22 is true and correct.

23  
 24 Executed on Wednesday, August 11, 2008 at San Diego, California.

25  
 26  
 27  
 28 Catie Linfesty